

ATTORNEY'S DOCKET NUMBER: 2006517-0010 (Bacterial Delivery DIV2)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Caplan	Examiner:	Huynh, Phuong N.
Serial No.:	10/728,323	Art Unit:	1644
Filing Date:	December 4, 2003	Conf. No.:	8163
Title:	MICROBIAL DELIVERY SYSTEM		

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Madam:

PETITION FOR EXTENSION OF TIME UNDER 37 C.F.R. § 1.136

A three-month extension of time from April 9, 2009, up to and including July 9, 2009, is hereby respectfully requested to respond to the Final Office Action mailed January 9, 2009. The extension fee of \$555.00 under 37 C.F.R. § 1.17(a) for a small entity is being paid via the U.S. Patent and Trademark Office's Electronic Filing System's credit card payment option. Applicant thus submits that the present Response is timely submitted on Thursday, July 9, 2009.

Please charge any fees that are *necessary* to maintain pendency and/or protect the filing date of the present application to our Deposit Account Number 03-1721, referencing Attorney's Docket Number 2006517-0010. To the extent that there are any discrepancies between what Applicant has paid with the filing of the present Application and what the USPTO believes is owed, Applicant respectfully requests that a Notice be issued explaining any such discrepancy.

Respectfully submitted,

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